

**SOUTH CAROLINA PUBLIC SERVICE COMMISSION**

**STANDING HEARING OFFICER DIRECTIVE**

**DOCKET NO. [2018-223-T](#) ORDER NO. 2018-134-H**

**OCTOBER 1, 2018**

Josh Minges  
Standing Hearing Officer

**DOCKET DESCRIPTION:**

Application of Ecolatino Multiservices LLC d/b/a Jimmy's Moving Service for a Class E (Household Goods) Certificate of Public Convenience and Necessity for Operation of Motor Vehicle Carrier

**MATTER UNDER CONSIDERATION:**

Motion for Deposition of Shipper Witness to Serve as Testimony at Hearing in lieu of Appearance

**STANDING HEARING OFFICER ACTION:**

The Applicant moves for approval to take the deposition of a shipper witness (or witnesses) via telephone or otherwise at any time or place as may be agreed to by the parties and file the deposition or depositions in lieu of pre-filed testimony, and in lieu of attendance at the hearing. Counsel for the Applicant indicates that the Office of Regulatory does not object.

Motion granted. Taking the deposition of shipper witnesses in a Class E Household Goods case has been a common and useful practice in such matters before the Commission. A deposition saves time and the expense of presenting a live shipper witness in hearings, such shipper witness being required in Class E Household Goods cases under 10 S.C. Code Ann. Regs. Section 103-133.1 to show the public convenience and necessity criterion of proof. In this case, the request to take the deposition of a shipper witness or witnesses for subsequent use in the hearing is certainly meritorious under 10 S.C. Code Ann. Regs. 103-834, and therefore the motion is granted. Said deposition may be taken at such time and place as may be agreed upon by the parties. Such witness or witnesses shall testify regarding the question of whether there is a demand for household goods moving services that is not currently being met, and on any other relevant matters as may be agreed upon by the parties. The deposition may take the place of a live shipper witness or witnesses at the hearing on the request for a Class E Household Goods Certificate. Also, the deposition transcript may be filed in lieu of pre-filed testimony in this Docket.